

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Anthony E. BOLTON et al.
Title: APOPTOTIC ENTITIES FOR USE
IN TREATMENT OF
ENDOTHELIUM
DYSFUNCTION DISORDERS
Appl. No.: 09/866,569
Filing Date: 5/25/2001
Examiner: Christopher H. Yaen
Art Unit: 1643
Confirmation 4479
Number:

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated December 5, 2006, finally rejecting Claims 16-29.

[X] Applicant claims small entity status.

[X] Notice of Appeal Fee.

[X] To be paid as detailed below

The required fees are calculated below:

<input checked="" type="checkbox"/>		Notice of Appeal Fee	\$500.00
<input type="checkbox"/>		Extension month:	\$0.00
<input type="checkbox"/>		Extension:	\$0.00
		FEE TOTAL:	\$500.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$250.00
		TOTAL FEE:	\$250.00

☒ The above-identified fees of \$250.00 are being paid by credit card via EFS-Web.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16, 1.17 and 41.20, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date May 16, 2007

FOLEY & LARDNER LLP
Customer Number: 38706
Telephone: (650) 251-1103
Facsimile: (650) 856-3710

By Gerald F. Swiss

Gerald F. Swiss
Attorney for Applicant
Registration No. 30,113